Appl. No. 10/773,721

Amdt. Dated February 7, 2006

Reply to Final Office Action of November 7, 2005

**REMARKS/ARGUMENTS** 

The present request is submitted in response to the final Office Action dated

November 7, 2005, which set a three-month period for response, making this

amendment due by February 7, 2006.

Claims 11 and 16-20 are now pending in this application.

In the final Office Action, claims 11-13 and 19 were rejected under 35 U.S.C.

102(b) as being anticipated by U.S. Patent No. 4,954,296 to Ott (Ott '296). Claims

11, 12, and 14 were rejected under 35 U.S.C. 102(b) as being anticipated by U.S.

2002/0043729 to Ott (Ott '729). Claims 11, 12, and 15 stand rejected under 35

U.S.C. 102(b) as being anticipated by U.S. 2002/0109247 to Jager et al. Claims 15-

18 were rejected under 35 U.S.C. 103 (a) as being unpatentable over Jager et al.

Claim 20 stands rejected under 35 U.S.C. 103(a) as being unpatentable over Ott

**'296**.

In the present amendment, claim 11 has been amended to add the features of

claim 15 to more clearly define the present invention over the newly cited references.

Claims 12-15 have been canceled.

Specifically, amended claim 11 now defines that the "profiled support member

has a circular cross-sectional configuration, wherein said elastic tube encases said

profiled support member, and wherein recessed areas are disposed on sides of said

profiled support member".

The cited reference to Jager, cited in support of the rejection of claim 15

under 35 U.S.C. 103, does not show a support member with a round/circular cross-

sectional configuration. Rather, the Jager support member has the shape of an "8"

and simply cannot be viewed as being circular or round.

4 of 5

Appl. No. 10/773,721

Amdt. Dated February 7, 2006

Reply to Final Office Action of November 7, 2005

Claim 11, as amended, therefore defines the present invention over the cited

references, since neither the primary reference to Ott nor Jager discloses or

suggests a support member with a round/circular cross-sectional configuration.

In view of the foregoing, the Applicant respectfully requests reconsideration of

the allowability of claims 11 and 16-20 of the present application. In addition, should

the Examiner have any further comments or suggestions, the undersigned would

very much welcome a telephone call from him in order to discuss any outstanding

issues and to expedite placement of the application into condition for allowance.

Respectfully submitted,

Zolet - Beche Robert W. Becker, Reg. 26,255

Attorney for Applicant(s)

ROBERT W. BECKER & ASSOCIATES

707 Highway 66 East, Suite B

Tijeras, New Mexico 87059

Telephone: 505 286 3511

Telefax:

505 286 3524

RWB:mac